

5-27-03
12.38 v.8



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

P.O. Box 47600 • Olympia, Washington 98504-7600
(360) 407-6000 • TDD Only (Hearing Impaired) (360) 407-6006

May 27, 2003

Gerald Brown
Ash Grove Cement Company
3801 E Marginal Way S
Seattle, WA 98134-1147

Dear Gerald Brown:

This letter is a follow up to the letter sent in April 2002, informing you of the requirements for preparing a pollution prevention plan as outlined in Chapters 173-305 and 307 of the Washington Administrative Code (WAC). These regulations require preparation of a plan for the voluntary reduction of hazardous substance use. Our records indicate that your company/facility is subject to this legislation.

This notice is for the following location:

WAD009249616
Ash Grove Cement Company
NAICS Code: 32731 Cement Manufacturing

The plans for hazardous waste and hazardous substance use reduction, referred to as "pollution prevention plans," have staggered submittal dates depending upon the quantity of hazardous wastes generated each year, and when or if a hazardous substance user is required to report toxic emissions. Because our records show your company/facility either generates over 2,640 pounds of hazardous waste annually, and/or is required to report under Section 313 of the Emergency Planning Community Right to Know Act (EPCRA), the due date for your pollution prevention plan is September 1, 2003.

The information used for this determination was the Dangerous Waste Annual Report that you submitted for the calendar year 2000, and/or the Form R (Toxics Release Inventory) information also submitted for calendar year 2000 in compliance with EPCRA.

The Department of Ecology (Ecology) is ready to offer technical assistance on your Plan Update. A packet of materials is enclosed with this letter that provides step-by-step instructions for revising your plan and completing your Annual Progress Report. The packet includes:

- Diskette with new Pollution Prevention Plan worksheets for electronic reporting (requires Microsoft Word 2000 or 2002 ["XP"])
- User's Guide
- Pollution Prevention Plan Worksheets
- Help Instructions for Completing the Plan

USEPA SF

1274788



AGC2E000673

May 27, 2003

Page 2

Ecology's new reporting form, on the diskette, provides a more concise and sophisticated electronic planning tool and encompasses an entire five-year planning cycle into one document. Combined with the new format is an electronic "Help" guidance for your convenience. A Word 97 version is available on Ecology's web site (<http://www.ecy.wa.gov/programs/hwtr/p2/p3.html>). Submissions on paper are also accepted.

Chapter 173-307 WAC includes a provision for "interrelated facilities". A person that owns or operates multiple facilities where a significant majority of the processes are substantially similar may qualify for Interrelated Facility (IRF) status and prepare a single plan. Furthermore, a person that develops a single plan covering more than one facility is assessed a single fee. It may be advantageous to use this provision if it applies to you.

Within the last few years Ecology has seen an increase in the number of facilities that do not prepare and submit the required planning documents. While implementation of your pollution prevention plan is voluntary, submittal of plans, executive summaries, five-year updates and annual progress reports is mandatory. According to WAC 173-307-100, failure to develop and submit a document may result in a penalty fee of not less than \$1,000, or three times the previous year's planning fee, whichever is greater. This penalty may be charged each year for non-submittal of documents, in addition to the current year's planning fee.

It is a pleasure to report that many facilities are realizing benefits by going through this planning process and then implementing identified opportunities to reduce hazardous substance use and hazardous waste generation. Increased worker safety, reduced compliance and liability costs, being a good neighbor, and direct savings from reduced chemical use and waste disposal costs are examples of benefits that can be realized. I hope that you, too, will find this pollution prevention program advantageous.

For further information or if you need assistance, please call the staff member assigned to help you:

Alice North, (425) 649-7142 anor461@ecy.wa.gov

Sincerely,



Greg Sorlie, Manager
Hazardous Waste and Toxics Reduction Program

Enclosures

AGC2E000674